IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 3RD APRIL 2007 / 13TH CHAITHRA 1930

WP(C).No. 11563 of 2007(B)

PETITIONER:

K.M.SHAMSUDEEN, S/O. MAMMU, AGED 57 YRS,
RETIRED CHARGEMAN, K.S.R.T.C., ERNAKULAM DEPOT.,
RESIDING AT KALARICKALPARAMBIL, NETTUR P.O.,
MARADU VIA, ERNAKULAM DISTRICT.

BY ADV. SRI.C.A.CHACKO
SMT.C.M.CHARISMA
SRI.N.A.SHAFEEK

RESPONDENTS:

1.THE MANAGING DIRECTOR,
K.S.R.T.C., TRANSPORT BHAVAN, THIRUVANANTHAPURAM.

2.THE DISTRICT TRANSPORT OFFICER,
K.S.R.T.C., ERNAKULAM.

BY ADV.MR.K.PRABHAKARAN, S.C.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C)No.11563 of 2007

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Dated: 3rd April, 2007

JUDGMENT

Adv.Mr.K.Prabhakaran, Standing Counsel takes notice on behalf of the K.S.R.T.C.

2. Considering the principles laid down by the Division Bench of this court in W.A.No.1775/04 and the facts disclosed by Exts.P2 and P3, I am of the view that there is justification for releasing at least a portion of the retiral benefits due to the petitioner so that he can conduct the marriage of his daughter which is already arranged to be held on 20.5.2007. Under these circumstances, the Writ Petition will stand disposed of issuing the following directions:

The respondents will pay to the petitioner the amounts due to him by way of his D.C.R.G. or the amount by way of Commuted Value of Pension (whichever is the larger of the two) at the earliest and at any rate before 10th May, 2007.

srd **PIUS C.KURIAKOSE, JUDGE**